



10-09-02

DAC #3

In Re Application Of: Brian G. Agee, et. al. |
Serial No. 09/878,789 || 09/879,459 |
Filed: 06/10/01 06/11/01 |
For: Method and Apparatus for |
Optimization of Wireless Multipoint...|

Examiner: Group Art Unit: 2661 || 2681
Atty. Docket No: Date: Oct. 8, 2002

RECEIVED

THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

OCT 10 2002

OFFICE OF PETITIONS

SIR: Transmitted herewith are:

Petition for Revival of an Application for Patent Abandoned Unintentionally
Under 37 C.F.R. 1.137(b)

a Response to the Notices to File Corrected Application Papers
for the above application
a clean copy of the substitute specification (with abstract)
payment (see, also, authorization below)
drawings as requested by the Examiner (duplicate set)

Extension of time as necessary is requested, and authority to charge against
deposit account 50-0705 is herewith granted.

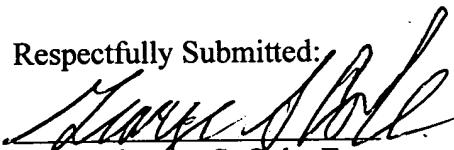
The Commissioner is herewith authorized to charge payment of the necessary
fees, or credit any overpayment to Deposit Account 50-0705 associated with this
communication for any related purpose, including: (A DUPLICATE COPY OF THIS
SHEET IS ENCLOSED)

Any additional filing fees required for presentation of extra claims

Any extension or petition fees.

Small entity status for this application under 37 CFR §1.9 and 1.27 has been
established by a verified statement previously submitted.

Respectfully Submitted:



George S. Cole, Esq.
PTO #40,563

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FEE TRANSMITTAL for FY 1999

Patent fees are subject to annual revision.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$)

Complete If Known

Application Number	
Filing Date	
First Named Inventor	
Examiner Name	
Group / Art Unit	
Attorney Docket No.	

METHOD OF PAYMENT (check one)

 1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number

50,0705

Deposit Account Name

George S. Cole, Esq.

 Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

 2. Payment Enclosed:

 Check Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 760	201 380	Utility filing fee	380
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 760	208 380	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
182	-20**	= 162	X \$9.00 = \$1,458.00
Independent Claims	6	- 3**	= 3 X \$39.00 = \$234.00
Multiple Dependent			\$1,692.00 = \$1,692.00

**or number previously paid, if greater; For Reissues, see below

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 78	202 39	Independent claims in excess of 3
104 260	204 130	Multiple dependent claim, if not paid
109 78	209 39	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\$1,692.00

SUBTOTAL (3) (\$)

\$1,692.00

Reduced by Basic Filing Fee Paid

SUBMITTED BY		Complete if applicable	
Name (Print/Type)	George S. Cole, Esq.	Registration No. (Attorney/Agent)	40,563
Signature		Telephone	(650) 556-9510
		Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



EXPRESS MAIL CERTIFICATE

"Express Mail" mailing label No: EU098837966US

Date of Deposit: Oct. 8, 2002

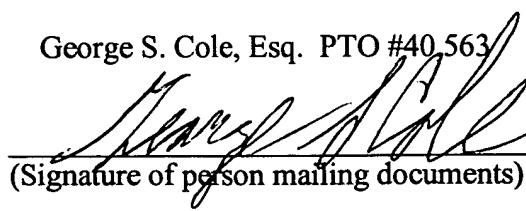
I hereby certify that the following documents:

- Petition for Revival of Unintentionally Abandoned Application
- copy of the Notices to File Corrected Application Papers
for SN 09/878,789 and for SN 09/879,459
- Response to Notices to File Corrected Application Papers, including
 - abstract (requested in both Notices) (at page 139 of specification)
 - substitute specification, with 1 & 1/2 line spacing (requested in Notice for SN 09/878,789)
- copy of drawings (submitted with SN 09/878,789, requested in Notice for SN 09/879,459)
- payment (requested in Notice for SN 09/878,459), for application and for Petition;
(both checks and Deposit Account Authorization; and copy of Fee Transmittal
with Authorization to charge deposit account filed with application);
and
- a copy of this Express Mail Certificate;

are being deposited in a single envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and such envelope is addressed to:

**Attn: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, DC 20231.**

George S. Cole, Esq. PTO #40,563


(Signature of person mailing documents)